

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA)
Plaintiff,)
vs.) Criminal No. 04-36 Erie
MAURICE FRANCIS FOLEY, and)
JOHN KIRKPATRICK, et al.)
Defendants.)

PROOF OF PUBLICATION

OATH OF PUBLICATION

In
THE ERIE TIMES-NEWS

COMBINATION EDITION

UNITED STATES ATTORNEY
700 GRANT ST STE 4000
PITTSBURGH PA 15219REFERENCE: L0003279
0000672646 NOTICE IS HEREBY GIVSTATE OF PENNSYLVANIA)
COUNTY OF ERIE } SS:

James E. Dible being duly sworn, deposes and says that he is the Publisher of the Times Publishing Company, which publishes: the Erie Times-News, established October 2, 2000, a daily newspaper of general circulation, successor, by consolidation, of the Morning News, established January 1957, and the Erie Daily Times, established April 1888, daily newspapers of general circulation, and published at Erie, Erie County, Pennsylvania, and that the notice of which the attached is a copy published, in the regular editions of said newspaper of the dates referred to below. Affiant further deposes that he is duly authorized by the TIMES PUBLISHING COMPANY, publisher of The Erie Times-News to verify the foregoing statement under oath, and affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statement as to time, place and character of publication are true.

PUBLISHED ON: 12/15

See attached

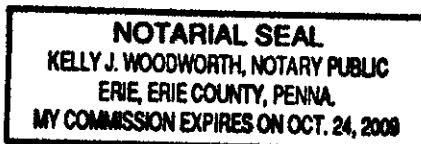
TOTAL COST: 268.50
FILED ON: 12/15/05

AD SPACE: 105 LINE

Sworn to and subscribed before me this

15th day of December 2005 Affiant:

NOTARY: Kelly J. Woodworth

James E. Dible

Notice is hereby given that pursuant to the Motion for an Order of Criminal Forfeiture filed by the United States of America on September 3, 2005, in the case of United States v. Maurice Francis Foley and John Kirkpatrick, et al., Criminal No. 04-36 Erie, the United States District Court for the Western District of Pennsylvania entered an Order of Criminal Forfeiture forfeiting all right, title and interest of Maurice Francis Foley and John Kirkpatrick in the following property (hereinafter the "Subject Property"): \$215,031.35 in United States currency, real property known as 19845 Hill Road, Hayfield Township, Crawford County, Pennsylvania, SW intersection of 735 & 606, Assessor's Parcel # 28-05-008-70003, as more fully described in the Deed recorded on August 19, 1997 in the Recorder of Deeds Office of Crawford County, Pennsylvania in Deed Book Volume 354, Page 236; the vehicles, 2003 Chevrolet Silverado, VIN 1GCGJK331X3F134794; Dodge Ram Truck, VIN 1BZKF23W91J175474; and 1991 BMW, VIN WBAAA1311MEC69886; and a coin collection. The United States hereby gives notice of its intention to move for a final order of forfeiture free and clear of all right, title and interest of any person or entity and to dispose of the Subject Property in such manner as the United States Attorney General may direct. Notice is further given that any person, other than Maurice Francis Foley and John Kirkpatrick, having or claiming a legal interest in the Subject Property must file a Petition pursuant to 21 U.S.C. § 883(n) with the United States District Court for the Western District of Pennsylvania, Clerk of Court, Room 311, U.S. Post Office and Courthouse, Pittsburgh, PA 15219, (412) 208-7500, at Criminal No. 04-36 Erie within thirty (30) days of publication of this notice. The Petition shall be for a hearing to adjudicate the validity of the petitioner's alleged interest in the Subject Property, shall be signed by the Petitioner under penalty of perjury and shall set forth the nature and extent of the Petitioner's right, title or interest in the Subject Property, any additional facts supporting the Petitioner's claim and the relief sought. Failure to file a Petition within thirty (30) days of publication of this notice will result in the forfeiture of any or all rights, titles and interests in the Subject Property.

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